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17 APPLE INC.

18
19 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
20 SAN FRANCISCO DIVISION

21 MITCHELL PRUST,
22 Plaintiff,
23 v.
24 APPLE INC.,
25 Defendant.
26 AND RELATED COUNTERCLAIMS
27

Case No. 3:09-cv-05241-EDL

**STIPULATION AND [PROPOSED]
ORDER CONTINUING CASE
MANAGEMENT CONFERENCE**

28
STIPULATION AND [PROPOSED] ORDER CONTINUING CMC

1 The parties, through their respective undersigned counsel, hereby stipulate pursuant to
2 Local Rules 6-2 and 7-12 as follows:

3 WHEREAS, an initial case management conference was held before the Court on
4 February 23, 2010;

5 WHEREAS, on February 24, 2010, the Court issued a case management scheduling order
6 setting the next case management conference for June 8, 2010 at 10 a.m.;

7 WHEREAS, the parties have met and conferred and agree that a later case management
8 conference would be more productive and beneficial for both parties;

9 WHEREAS, this is the first requested extension regarding this deadline and continuing the
10 case management conference would not affect the schedule for the case;

11 IT IS HEREBY STIPULATED that:

12 (1) The case management conference currently scheduled for June 8, 2010 should be
13 continued to July 6, 2010 at 10 a.m., or as soon thereafter as is convenient for the Court;

14 (2) The updated joint case management statement should be filed at least one week
15 before the continued case management conference.

16 Dated: June 2, 2010

THE LANIER LAW FIRM, P.C.

17
18 By: /s/Christopher D. Banys
CHRISTOPHER D. BANYS

19 Attorneys for Plaintiff and Counterdefendant
20 MITCHELL PRUST

21 Dated: June 2, 2010

MORRISON & FOERSTER LLP

22 By: /s/Rudy Y. Kim
23 RUDY Y. KIM

24 Attorneys for Defendant and Counterclaimant
25 APPLE INC.

1 I, Rudy Y. Kim, am the ECF User whose ID and password are being used to file this
2 Stipulation and [Proposed] Order Continuing Case Management Conference. In compliance with
3 General Order 45, X.B., I hereby attest that Christopher D. Banys has concurred in this filing.

4 Dated: June 2, 2010

MORRISON & FOERSTER LLP

5
6 By: /s/Rudy Y. Kim
RUDY Y. KIM

7 Attorneys for Defendant and
8 Counterclaimant APPLE INC.

9
10 PURSUANT TO STIPULATION, IT IS SO ORDERED.

11 Dated: _____, 2010

12 _____
13 THE HON. ELIZABETH D. LAPORTE
14 UNITED STATES MAGISTRATE JUDGE